IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7966 of 1989

For Approval and Signature:

Hon'ble MR.JUSTICE RAVI R.TRIPATHI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

JAIN SEVAN MANDAL

Versus

MOHANLAL NARSINGDAS PATEL

Appearance:

Mr.Dhaval Nanavati for MR KS NANAVATI for Petitioner

NOTICE SERVED for Respondent No. 1

CORAM : MR.JUSTICE RAVI R.TRIPATHI

Date of decision: 02/11/2001

ORAL JUDGEMENT

The present petition is filed by Shri Jain Seva Mandal against the order passed in Recovery Application No.177 of 1984 by the Labour Court, Navsari. Learned advocate for the petitioner states that the amount which was ordered under that Recovery Application, i.e.

Rs.2301/- and Rs.50/-, towards expenses was already paid to the respondent workman as this Court while issuing rule on 17.11.1989 refused to grant interim relief subject to the clarification that the amount paid under the impugned award will be without prejudice to the rights and contentions of the petitioner in the petition.

2. Learned advocate appearing for the petitioner states that the respondent workman has already expired and therefore, the petitioner trust is not pressing this Special Civil Application. The petition is disposed of accordingly. Rule is discharged with no order as to costs. Interim relief is vacated.

(Ravi R. Tripathi, J.)

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